

AUG 30 2004

GROSSMAN,TUCKER
PERREAULT&PFLEGER,PLLC

Steven J. Grossman Ph.D. (NH)
Teresa C. Tucker (NH)
Donald J. Perreault (NH, MA)
Edmund P. Pfleger (AZ)
Scott R. Faber (PA)
Kevin J. Carroll (NH, MA)
Jeffrey T. Placker (MA)

55 South Commercial St
Manchester NH 03101
U S A
Voice: 603-668-6560
Telefax: 603-668-2970
Web: GTPP.com

Technical Specialist
Richard Rhodes

FACSIMILE TRANSMITTAL SHEET

DELIVER THE FOLLOWING PAGES TO:

NAME: DATE: August 30, 2004
FIRM: USPTO FROM: Donald J. Perreault
PHONE NO: OUR REF: FCC100CIPDIVCON
FAX NO: 703.872.9306 YOUR REF: Serial No. 10/713,769
NUMBER OF PAGES INCLUDING COVER SHEET: 7

[X] This will be the only form of delivery of transmitted document.

ATTACHED IS THE FOLLOWING:

- 1) Cover Sheet (1 pg)
- 2) Preliminary Amendment with Certificate of Facsimile dated August 30, 2004 (6 pgs)

CONFIDENTIALITY NOTICE

This facsimile is intended ONLY for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this information is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosure, copying, distribution, destruction or taking any action on the contents of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original facsimile to us at the above address via the U.S. postal service. Thank you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

AUG 30 2004

Appln. Of: GEER et al.
Appln. Ser. No.: 10/713,769
Filed: November 14, 2003
For: FOOTWEAR STRUCTURE AND METHOD OF FORMING
THE SAME
Group Art Unit: 3728
DOCKET: FCC100CIPDIVCON

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMITTAL

I hereby certify that this correspondence is being transmitted via facsimile to: United States Patent and Trademark Office, Group # 3728 at fax number 703-872-9306 on August 30, 2004, at Manchester, New Hampshire.

By: PRELIMINARY AMENDMENT

Dear Sir:

Applicant hereby requests that the following amendments be made to the above identified application prior to the examination thereof by the Examiner.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.